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17 *Plaintiffs' Interim Co-Lead Class Counsel*

18 [Additional counsel listed on sig. page]

19 **UNITED STATES DISTRICT COURT**  
20 **NORTHERN DISTRICT OF CALIFORNIA**  
21 **OAKLAND DIVISION**

22 IN RE: NATIONAL COLLEGIATE  
23 ATHLETIC ASSOCIATION ATHLETIC  
24 GRANT-IN-AID CAP ANTITRUST  
25 LITIGATION

CASE NO. 14-md-2541-CW

**STIPULATION AND ~~PROPOSED~~**  
**ORDER RE INCORPORATION OF**  
**DELLENBACH CLAIMS IN**  
**CONSOLIDATED AMENDED**  
**COMPLAINT**

26 This Document Relates to:

27 ALL ACTIONS EXCEPT

28 *Jenkins v. Nat'l Collegiate Athletic Ass'n,*  
Case No. 4:14-02578-CW

This Document Also Relates to:

*Dellenbach v. Nat'l Collegiate Athletic Ass'n,*  
*et al.,* Case No. 4:14-cv-3159-CW

1 WHEREAS the Court ordered *Dellenbach v. National Collegiate Athletic Association, et*  
 2 *al.*, Case No. 4:14-cv-03159, related hereto on July 15, 2014, and ordered Defendants to respond to  
 3 the Complaint in that action according to the same schedule set in regards to the Consolidated  
 4 Amended Complaint in this present MDL action (MDL Dkt. 66); and

5 WHEREAS on July 24, 2014, Dellenbach's counsel filed a Notice Regarding Declination  
 6 To File Motion On Issue Of Co-Lead Counsel. *Dellenbach* Dkt. 9. In it, Plaintiff Dellenbach  
 7 stated that Plaintiffs' Interim Co-Lead Class Counsel "have agreed to add Mr. Dellenbach and his  
 8 claims to the Consolidated Amended Complaint either by stipulation, amendment, or other Court-  
 9 approved procedure."

10 THEREFORE, Plaintiffs' Interim Co-Lead Class Counsel, counsel for Plaintiff Dellenbach,  
 11 and all Defendants' counsel hereby stipulate and agree that plaintiff Dax Dellenbach shall be  
 12 treated as a named plaintiff and putative class representative in the MDL action's Consolidated  
 13 Amended Complaint (MDL Dkt. 60), and that the *Dellenbach* Complaint shall be deemed amended  
 14 and replaced by the Consolidated Amended Complaint and paragraphs 15-18 of the *Dellenbach*  
 15 Complaint describing Plaintiff Dellenbach are hereby incorporated into the Consolidated Amended  
 16 Complaint as paragraphs 117A-D. By virtue of such amendment and incorporation, Defendants  
 17 are relieved of any obligation to respond separately to the *Dellenbach* Complaint, and Defendant  
 18 Atlantic Sun Conference, which is only a defendant in the *Dellenbach* action, shall cease to be a  
 19 party to these proceedings.

20 The Pac-12 Conference's undersigned counsel of record, Scott P. Cooper, hereby attests  
 21 that counsel for Plaintiffs and Defendants have concurred in the filing of this stipulation, in  
 22 accordance with Local Rule 5-1(i)(3).

23 DATED: August 28, 2014

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**PURSUANT TO STIPULATION,**

**IT IS SO ORDERED.** At an appropriate time, a final Consolidated Amended Complaint shall be filed which incorporates in full this and any other past or future stipulated changes. See Civil Local Rule 10-1.

DATED: September 3, 2014

  
\_\_\_\_\_  
THE HON. CLAUDIA WILKEN  
UNITED STATES DISTRICT JUDGE